

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

WALTER GILLEN,

Petitioner,

Case No. 1:04-cv-132

v

Hon. Wendell A. Miles

KENNETH McKEE,

Respondent.

ORDER ADOPTING MAGISTRATE JUDGE'S
REPORT AND RECOMMENDATION

On October 5, 2006, United States Magistrate Judge Ellen S. Carmody issued a Report and Recommendation ("R & R") recommending that Walter Gillen's petition for writ of habeas corpus be denied. Petitioner has filed no timely objections to the R & R. The court, having reviewed the R & R filed by the United States Magistrate Judge in this action, agrees with the recommended disposition contained in the R & R. Judgment will therefore be entered accordingly.

Entered this 31st day of October, 2006.

/s/ Wendell A. Miles
Wendell A. Miles
Senior U.S. District Judge